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PATENT APPLICATION
Attorney Docket No. CTI-49 DIV1
(17810-049)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Carpenter
ASSIGNEE : CytoTherapeutics, Inc.

Total No. of Pages 41
(without references)



Box PATENT APPLICATION
Commissioner of Patents and Trademarks
Washington, D.C. 20231

October 23, 1998
Boston, Massachusetts

**REQUEST FOR DIVISIONAL PATENT APPLICATION
PURSUANT TO 37 C.F.R. 1.53(b)**

1. This is a request for a filing of a
☐ continuation application
☒ divisional application
under 37 C.F.R. 1.53(b) of nonprovisional patent application U.S.S.N. 08/926,313, filed
on September 5, 1997, entitled:

HUMAN CNS NEURAL STEM CELLS

2. ☒ Specification (17 pages); Claims (2 pages); Abstract (1 page);
3. ☒ Drawings
☐ Formal
☒ Informal - Four (4) Pages
4. ☒ Declaration and Power of Attorney
☒ Copy from prior application (3 pages)
☐ Copy of Revocation by Assignee and new Power of Attorney from prior application (pages)
☐ Newly executed (original or copy)
5. ☒ Information Disclosure Statement (IDS)
☒ Copy of IDS (1 page) and PTO-1449 (4 page)
☒ Copies of references cited
☐ Copies of two Supplemental IDS and PTO 1449s (2 x 3 pages)

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6. ☒ Amend the specification by inserting before the first line the sentence:
This application is a divisional application under 37 CFR §1.53(b) of
U.S.S.N. 08/926,313 filed on September 5, 1997.

7. **Fee Calculation**

- A. ☒ Regular application

Please cancel original claims 10-23 prior to calculating the filing fee.

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$790.00
Total Claims (37 C.F.R. 1.16(c))	2	- 20 =		\$ 22.00	0
Independent Claims (37 C.F.R. 1.16(b))	1	- 3 =		\$ 82.00	0
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))				\$270.00	0

- ☐ Amendment canceling extra claims is enclosed.
☐ Amendment deleting multiple-dependencies is enclosed.
☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$ **790.00**

- B. ☐ Design application
(\$330.00--37 C.F.R. 1.16(f))

Filing Fee Calculation \$ _____

- C. ☐ Plant application
(\$540.00--37 C.F.R. 1.16(g))

Filing Fee Calculation \$ _____

8. **Small Entity Statement(s)**

- ☒ Statement(s) that this is a filing by a small entity under 37 C.F.R. 1.9 and 1.27 is (are) attached.
☒ Status as a small entity was claimed in prior application **08/926,313**, filed on **September 5, 1997**, from which benefit is being claimed for this application under:

35 U.S.C. ' ☐ 119(e),
☐ 120,
☒ 121,
☐ 365(c),

and which status as a small entity is still proper and desired.

- ☒ A copy of the statement (2 pages) in the prior application is included.

9. **Filing Fee Calculation**

(50% of A, B or C above) **\$ 395.00**

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10. Fee Payment Being Made at This Time

- ☐ Not Enclosed
- ☒ Enclosed
- ☒ Filing fee \$ 395.00
- ☐ Recording assignment
(\$40.00; 37 C.F.R. 1.21(h))
(See attached "COVER SHEET FOR ASSIGNMENT
ACCOMPANYING NEW APPLICATION.") \$ _____
- ☐ Petition fee for filing by other than all the
inventors or person on behalf of the inventor
where inventor refused to sign or cannot be reached
(\$130.00; 37 C.F.R. 1.47 and 1.17(i)) \$ _____
- Total fees enclosed \$ 395.00**

11. Method of Payment of Fees

- ☒ Check in the amount of \$ 395.00
- ☐ Charge Account No. _____ in the amount of \$ _____.
A duplicate of this transmittal is attached.

12. Authorization to Charge Additional Fees

- ☒ The Commissioner is hereby authorized to charge the following additional
fees by this paper and during the entire pendency of this application to
Account No. 50-0311.
- ☒ 37 C.F.R. 1.16(a), (f) or (g) (filing fees)
- ☐ 37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)
- ☐ 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee
and/or declaration on a date later than the filing date of the
application)
- ☐ 37 C.F.R. 1.17(a)(1)-(5) (extension fees pursuant to §1.136(a))
- ☒ 37 C.F.R. 1.17 (application processing fees)
- ☐ 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of
Allowance, pursuant to 37 C.F.R. 1.311(b))

13. Instructions as to Overpayment

- ☒ Credit Account No. 50-0311
- ☐ Refund

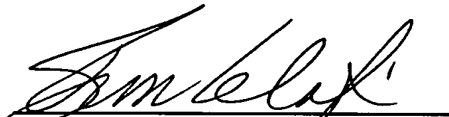
14. Other Documents Enclosed.

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Applicant: Carpenter.
Request for Divisional Patent Application (37 C.F.R. §1.53(b))

- ☒ Associate Power of Attorney (1 page)
- ☒ Preliminary Amendment (2 pages)

Respectfully submitted,



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